

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DAVID P. SARVEY

v.

AK STEEL CORPORATION

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2: 11-cv-00314

ORDER OF COURT

AND NOW, this 24th day of June, 2011, based on Plaintiff withdrawing “his common law claim of retaliation for filing a Worker’s Compensation claim on Count II of the Complaint” (*Document No. 18*), the MOTION TO DISMISS COUNT II OF PLAINTIFF’S COMPLAINT (*Document No. 6*) filed by Defendant, AK Steel Corporation is **GRANTED** and Count II of Plaintiff’s Complaint is dismissed in its entirety with prejudice.

BY THE COURT:

s/ Terrence F. McVerry
United States District Court Judge

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